IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

THURSDAY, THE 1ST FEBRUARY 2007 / 12TH MAGHA 1928

WP(C).No. 2793 of 2007(G)

PETITIONER:

THALHATH C.P., S/O.SAIDALAVI,
T.M.26/504, CHULLIPARAMBIL HOUSE,
NADUVILANGADI, P.O. POOKAYIL, TIRUR,
MALAPPURAM DISTRICT.

BY ADV. SRIC.M.MOHAMMED IQUABAL

RESPONDENTS:
---

1. THE GENERAL MANAGER,
B.S.N.L. MALAPPURAM.

2. THE ACCOUNTS OFFICER,
OFFICE OF THE GENERAL MANAGER,
B.S.N.L. MALAPPURAM.

3. THE DEPUTY TAHSILDAR,
REVENUE RECOVERY, TIRUR, MALAPPURAM DISTRICT.

BY ADV. SRI.V.R.KESAVAKAIMAL, SC, BSNL
GOVERNMENT PLEADER SMT.N.SUDHADEVI.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 01/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C).NO.2793 of 2007-G

Dated this the 24th day of January, 2007

JUDGMENT

The petitioner was a franchisee of an S.T.D. booth of the B.S.N.L. Feeling aggrieved by two bills raised on him, he has preferred Ext.P1 complaint before the Consumer Disputes Redressal Forum, Malappuram which is registered as O.P.60/06. The prayer in the O.P. reads as follows:

> *"In the above circumstances this Honourable Forum may kindly,*
>
> *1. Admit the case in file,*
>
> *2. Order the opposite parties to cancel the bill for Rs.3,68,051 and Rs.1,21,471/-,*
>
> *3. Order the opposite parties to provide detailed call print out,*
>
> *4. Order such other reliefs as deemed fit and proper to grant and,*
>
> *5. Order cost of this proceedings."*

2. Pending that O.P., now Ext.P2 revenue recovery notice has been served on him, to recover the amount which is under challenge in Ext.P1. So, this writ petition is filed challenging

Ext.P2 and seeking stay of it. If the disputed bill can be cancelled by the Consumer Disputes Redressal Forum, definitely it has power to grant interim relief also if it finds that the respondents cannot enforce Ext.P2 as it is a dependent order. So, the petitioner may move the Consumer Disputes Redressal Forum, for appropriate interim relief also.

Subject to that right of the petitioner, the Writ Petition is closed.

K.BALAKRISHNAN NAIR,JUDGE.

MS